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William J. Schramm, P.C.  Signature  Printed name  William J. Schramm  Date  December 26, 2006  Reg. No. 24,795  CERTIFICATE OF TRANSMISSION/MAILING  I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on		SIGNATURE	OF APPLICANT, ATT	DRNEY, C	OR AGENT
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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

William J. Schramm /

Typed or printed name

Date

December 26, 2006

## N THE UNITED STATES PATENT AND TRADEMARK OFFICE **BOARD OF APPEALS AND INTERFERENCES**

#### APPEAL BRIEF

Applicant:

Risto Olavi Harjula

Serial No.:

10/675,138

Filed:

September 30, 2003

For:

ANTIMONY SILICATE SORBENT

FOR REMOVAL OF METAL IONS

Group Art Unit:

1724

Examiner:

Ivars C. Cintins

CERTIFICATE OF FILING BYEXPRESS MAIL

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### SUPPLEMENTAL APPEAL BRIEF PURSUANT TO 37 CFR 41.37

Applicants hereby submit their appeal brief, by and through their attorney, William J. Schramm.

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#### Section (c) (1) (i.): real party in interest

The real party in interest is INEOS SILICAS LTD. of the United Kingdom.

For full disclosure purposes, the research work that is the subject of this application is the result of a research project between British Nuclear Fuels ltd, Crosfield ltd, IVO International, University of Helsinki and the University of Salford. Crosfield changed its name to INEOS SILICAS LTD.

#### Section (c) (1) (ii): related appeals and interferences

There are no related appeals or interferences.

#### Section (c) (1) (iii): status of claims

The status of the claims is as follows, with the complete listing of the claims on appeal in the appendix:

#### Listing of claims:

- 1. Cancelled
- 2. Rejected and on appeal
- 3. Rejected and on appeal
- 4. Rejected and on appeal
- 5. Canceled
- 6. Canceled
- 7. Rejected and on appeal
- 8. Canceled
- 9. Rejected and on appeal
- 10. Rejected and on appeal
- 11-16. Canceled
- 17-22. Rejected and on appeal

#### Section (c) (1) (iv): status of amendments

A first amendment after final was not entered as stated in an advisory action mailed June 7, 2006 indicating that the amendment is not in compliance with 37 CFR 1.121

A second amendment after final was not entered as stated in an advisory action mailed July 19, 2006 indicating that the amendment would not be entered due to a claim being dependent upon a canceled claim, inter alia.

A third amendment after final was entered as stated in an advisory action mailed August 11, 2006.

#### Section (c) (1) (v) summary of claimed subject matter

The independent claims are 17 and 22; patentability of claim 9 will also be argued separately.

The examiner has objected that the concise explanation of the subject matter defined in each of the independent claims involved in the appeal has not been referenced in the specification by page and line number. It is respectfully submitted, that the brief does specify where in the specification the independent claims are as to the subject matter. By making reference to specific paragraph numbers, as the appeal brief filed had, there is no other location but specific page and line numbers for paragraph numbers. To simplify the matter, applicant has added the page and line numbers after the paragraph numbers.

As a background for the invention, (paragraph three: page 1, line 14 through page 2, line 3) indicates that in the nuclear industry, large volumes of aqueous streams are produced which contain radionuclides and other polluting metal species. It is desirable to dispose of such wastes with minimum volume to maximize capacity usage.

Antimony silicate has been found to be particularly effective at removing radioactive ions (PP. 15: page 3, line 19 through line 22); also toxic heavy metal ions may be removed. In

particular, antimony silicate doped with one or more elements selected from the group consisting of tungsten, niobium and tantalum has been used. Antimony silicate is used as a sorbent in the removal of metal ions from a liquid medium (PP.30: page, lines 17-20; paragraph 31: page 6, lines 21-25 and paragraph 34, page 7, line 9). See claims 22 and 17.

Another embodiment of the invention is the use of antimony silicate that has been prepared by reacting together in a liquid medium a silicon containing compound, antimony containing compound and a compound containing one or more elements as tungsten, niobium and / or tantalum under polymerization conditions (PP 39: page 8, lines 10-16). Polymerization catalysts include an acid that may be added to the antimony containing compound before the silicon containing compound is added (PP. 27: page, 6, lines 6-10).

Antimony silicate is especially good at removing strontium ions from an acidic aqueous media. Testing has been performed where a Kd value for several nuclides is determined. The value, Kd, is an estimation of the processing capacity of the material. Kd is a measure of the distribution of the isotope between the solid and liquid phases (PP. 18: page 5, lines 8-15).

Several methods of preparation of antimony silicate are described on pages eleven and twelve. Test results for the substantial removal of radionuclides, in particular, strontium, cesium and cobalt are described in figures 9 A. through and including 13.

In the communication of December 4, 2006, the examiner makes reference to section 112 of the patent statute, the sixth paragraph. It is respectfully submitted that the independent claims in this application are not those that fall within section 112, sixth paragraph. The independent claims do not recite "steps plus function" as recited in the patent statute. Further the claims are not general claims but rather are detailed claims and therefore they

do not fall within the sixth paragraph of section 112. TI Group Automotive Systems (N.A.), Inc. v. VDO North America, LLC, 375 F.3d 1126, 1135.

#### Section(c) (1) (vi): grounds of rejection

In the final office action of January 26, 2006 the following rejections were made:

Claimed 22 was rejected under 35 USC 102(e) as being anticipated by U.S. patent 5,858,243 (Bedard). The examiner stated that the 243 patent discloses extracting metal ions (column five, lines 29 - 32) from an aqueous solution (column one, lines 14 - 15) with a silicate material (column two, lines 49 and 53) containing the niobium, tantalum, antimony or mixtures thereof (column two, lines 59 - 61). The examiner further stated that one of ordinary skill in the purification art would, on reading the 243 patent, at once envisage a mixture of antimony and niobium or tantalum as the metal component of the disclosed silicate material.

Claims 2- 4, 17 – 19 and 22 were rejected under 35 USC 103 (a) as being unpatentable over the '243 patent. The examiner stated that the '243 patent discloses removing contaminate metal ions of the type recited (column five, lines 29 – 32) from an aqueous stream (column one, lines 14 – 15) with a silicate material (column two, lines 49 and 53) containing niobium, tantalum, antimony or mixtures thereof (column two, lines of 59 – 61). The examiner further stated that it would have been obvious to one of ordinary skill in the art at the time of the invention was made to select a combination of antimony with niobium or tantalum as constituent "M." in the reference material (column two, lines 59 – 61).

Claims 7, 9, 10, 20 and 21 are rejected under 35 USC 103 (a) as being unpatentable over the 243 reference and further in view of U.S. patent 5,888,398 (Dietz et al.). The examiner stated that the 243 patent discloses the claimed invention with the exception of the recited pH for the aqueous stream, the removal of radioactive metal ions, and the presence of background ions in the stream undergoing treatment. The examiner further

stated that it would have been obvious to one of ordinary skill in the art at the time the invention was made to treat a nuclear waste stream of the type recited (that is, containing radioactive cesium and background ions such as sodium and calcium) having a pH of less than seven by the process of the '243 patent (column one, line fourteen -15), since the Dietz reference teaches (column one, lines to 2-27) that such nuclear waste streams are typically acidic; and further teaches (column six, lines 3-6) that such streams contain background ions such as sodium and calcium.

The examiner further stated, on page four of the final office action, that since applicant contends that the additional materials in the prior art are excluded by the recitation of "consisting essentially of," applicant has the burden of showing that the introduction of these additional components would materially change the characteristics of applicants' invention. The examiner argued that absent such a showing, "consisting essentially of" will be construed as equivalent to "comprising". The examiner argued that since applicant has not provided the above noted showing, the term "consisting essentially of," recited in claims 17 and 22, has been construed as equivalent to "comprising."

After a declaration under 37 CFR 1.132 was submitted by applicant by the declaration of Dr. MINIHAN, the examiner found the declaration not persuasive in the advisory opinion of August 11, 2006. The examiner argued that the data presented in the declaration appears to compare tungsten doped antimony silicates against titanium doped antimony silicates for the removal of cesium, strontium and cobalt from nitric acid solutions. The examiner stated that this declaration does not appear to compare antimony silicates doped only with tungsten against antimony silicates doped with both tungsten and titanium; and therefore, this declaration does not show that the presence of titanium in the recited material would materially change the characteristics of applicants' invention. The examiner stated that accordingly, the "consisting essentially of" language recited in claims 17 and 22 is still being construed as equivalent to "comprising."

In the concluding paragraph of the advisory action of August 11, 2006, the examiner further stated that since the claims in this application are not limited to tungsten doped

antimony silicates (that is, the antimony silicate could be doped with niobium and/or tantalum), nor are they limited to the removal of cesium, strontium or cobalt from nitric acid solutions, the results presented in the declaration are not commensurate in scope with the claims in the application; and therefore, these results do not show that the presence of titanium in the recited material would materially change the characteristics of applicants' claimed invention, nor do they show new and unexpected results for the claimed subject matter.

# Examiner's comments of December 4, 2006 with respect to noncompliant appeal brief.

In the communication of December 4, 2006, the examiner indicated that the brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number, and to the drawings, if any, by reference characters.

In the communication of December 4, 2006, the examiner indicated that the brief fails to identify for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under section 112, sixth paragraph and/ or set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters.

In the communication of December 4, 2006, the examiner further indicated that a proper heading was needed for each ground of rejection and that only reciting claims 17 and 22 is not deemed to constitute a proper heading; the examiner also objected to the heading containing only claim nine, and is not deemed to be a proper heading for a ground of rejection involving claims 7, 9, 10, 20 and 21.

Applicant will respond to each of the comments made by the examiner in the December 4, 2006 communication in the appropriate section in the brief.

#### Section (c) (1) (vii): argument

Applicants will argue the patentability of claims 17, 22 and 9.

#### I. Claim 22 is not anticipated by BEDARD, United States patent 5,858,243

#### Claim 22 includes the phrase "consisting essentially of"

The examiner has essentially eliminated the term "consisting essentially of" from the claim in the present case. The examiner relies upon the case, P. P. G. INDUSTRIES v. GUARDIAN INDUSTRIES, 156 F. 3d. 1351, 1354 and 1357, 48 USPQ 2d. 1351 (Fed. Cir. 1998) in addition to other pre- Federal circuit or non- Federal Circuit citations on page 3 of the advisory action of August 11, 2006. The PPG case states at page 1354 that by the use of the term "consisting essentially of" the drafter signals that the invention necessarily includes the listed ingredients and is open to unlisted ingredients that do not materially affect the basic and novel properties of the invention. The court continued, in the opinion, supporting the trial court's claim construction by stating that an ingredient has a material effect on the characteristics of glass "if the effect is of importance or of consequence to those of ordinary skill in the art of glassmaking." On page 1357 of the opinion, in the example of the PPG case, the glass of Guardian had approximately 40% more material then the preferred embodiment of the patent. The general principle of PPG and its application to the accused composition is applicable here.

For ease of evaluating claim 22, it is reproduced below.

A method of extracting metal ions from an aqueous solution comprising contacting the aqueous solution with a material consisting essentially of antimony silicate doped with one or more elements selected from the group consisting of tungsten, niobium and tantalum.

# The prior art does not disclose antimony silicate doped with tungsten, niobium, and / or tantalum

Claim 22 indicates that the material consisting essentially of antimony silicate is doped with tungsten, niobium, and/ or tantalum. Such a material is not disclosed in the – 243 patent. That patent could not be described as an antimony silicate because it requires the presence of an alkali metal. See A in the formula in column two. In this case it becomes a molecular sieve material as it contains potassium or sodium salt, inter alia. The material A is always present in the molecular sieve.

In addition, the material disclosed in the 243 patent cannot be described as an antimony silicate as the formula in column two of the 243 patent requires the material to contain an alkali metal, making it into a molecular sieve material in the form of a potassium or sodium salt and not an antimony salt. The dopants of claim 22 are dopants in the silicate of antimony silicate, not replacements for antimony. The material of the 243 patent is a doped sodium or potassium salt, not a doped antimony salt.

Further, in reviewing the '243 patent, column 2, the feature of the disclosure that also pertains to the present application relates to a portion of the formula shown in column 2, lines 26 and 54 and in particular that portion of the formula disclosed below.

$$\{M(x) \text{ Ti } (1-x) \text{ Ge}(y)\}$$

When the formula is considered, it is respectfully submitted that titanium must always be present. For example, when y is the smallest amount, 0, then M and titanium are present in equal amounts. When y however is greatest, 0.75, then Ge plus titanium likewise are there.

A review of the working examples of the '243 patent clearly indicates that there is

a requirement that significant amounts of titanium must be present in the compounds utilized and disclosed in the '243 patent. Note in the working examples that a substantial amount of titanium is always used as a portion of the molecular sieve. Note also that the working examples do not contain antimony silicate. Note from examples number 1, 3, 4 & 5 that the majority of the molecular sieve material produced contains sodium, potassium and titanium, none of which are recited in claim 22.

# Test results demonstrate that "consisting essentially of" terminology excludes titanium from antimony silicate doped with tungsten, niobium and/or tantalum.

Clearly, the disclosure of the '243 patent is not the use of antimony silicate doped with tungsten, niobium and / or tantalum. To further emphasize the distinction between the '243 patent and claim 22, applicants have used the phrase "consisting essentially of" to exclude materials such as titanium. To further support applicants' position of patentability, the declaration of Dr. Alan MINIHAN was submitted. What is important about the declaration is that poor results were obtained utilizing titanium doped antimony silicate. The conclusion reached by the declarant in paragraph seven states:

From these data it was concluded that Ti was an undesirable dopant for antimony silicate to be used for extraction of radioactive metals from acid solution and work on this dopant was not progressed.

The test results supplied clearly demonstrate to one of skill in the art that titanium is <u>undesirable</u> as a dopant for antimony silicate. If it is not satisfactory after testing, why would one spend time and effort to do further testing to prove that it is undesirable? The examiner suggests that normal research personnel should go on and on and on to do some testing without recognizing that such testing is unnecessary, costly and inefficient. The testing that was conducted related to claim 22, and the other claims on appeal. The suggested testing by the examiner is neither necessary nor desirable in today's world of targeted research. The examiner would like to take "an ivory tower" approach to

research. When negative results from research are obtained, further testing is not warranted.

Quite simply, the prior art does not suggest antimony silicate doped with tungsten, niobium and / or tantalum. The test results demonstrate that titanium has a materially detrimental effect on antimony silicate being able to extract metal ions in an aqueous solution. As was stated in the *PPG* case, at 1354, "if the effect is of importance or of consequence to those of ordinary skill in the art of (glassmaking)," then, it is respectfully submitted, that the negative effect should be taken into account in determining patentability. The negative effect of titanium should be taken into account in reaching the conclusion that claim 22 is not anticipated by the 243 patent but rather is patentable in light of the prior art.

II. Claims 17 and 22 are not obvious over the 243 patent. The examiner indicates that this heading is not satisfactory. The new heading is as follows:

Claims 2-4, 17-19 and 22 were rejected under 35 USC 103 (a) as being unpatentable over the 243 patent

#### Applicant is arguing the patentability of independent claims 17 and 22 only.

For the reasons argued above, claim 22 is not obvious over the 243 patent. The prior art does not disclose antimony silicate doped with tungsten, niobium, and/or tantalum. The use of the terminology "consisting essentially of" excludes titanium. The test results demonstrate that titanium is detrimental to antimony silicate and it is an effect that is of importance or of consequence to one of skill in the art. *PPG at 1354*.

Claim seventeen has all of the features of claim 22. Therefore all the arguments that have been recited above as to claim 22 are equally applicable to claim seventeen. It is respectfully submitted that the examiner has not made a prima facie case for obviousness due to the substantial differences between the antimony silicate doped materials of claim

seventeen when compared to molecular sieve of the 243 patent. *In re Fine* 837 F. 2d 1071, 5 USPQ 2d 159 (Fed. Cir. 1988).

Claim seventeen has additional features that are not in the '243 patent. Claim seventeen recites how the antimony silicate doped with tungsten, niobium and/or tantalum is prepared, in particular, in the presence of an acid. Note that the working examples of the '243 patent indicate that the reaction to prepare the molecular sieve is performed in media that has a pH of about 12. Claim seventeen recites the use of an acid. The preparation of materials as called for in claim seventeen is not recited in the '243 patent for it does not suggest the use of an acid for preparing the antimony silicate doped materials

In addition, there is nothing in the '243 patent that would suggest reacting antimony and silicon materials which are further doped with tungsten, niobium and/or tantalum. As indicated above in the argument with respect to claim 22, the major components of the molecular sieve of the '243 patent require the presence of sodium/potassium together with significant amounts of titanium. This molecular sieve is not antimony silicate doped with what is called for in the claims. The art does not suggest or motivate what is called for in the claims. Gambro Lundia AB v. Baxter Healthcare Corp. 110 F. 3d 1573, 42 USPQ 2d 1378 (Fed. Cir. 1997). The suggestion must not come from applicants' disclosure. In re Ruffet 149 F. 3d 1350, 47 USPQ 2d 1453 (Fed. Cir. 1998). Here the examiner is clearly looking at applicants' claims and disclosure and reaching a conclusion of obviousness in 20-20 "hindsight" fashion.

It should be noted that claims 17 and 22 are only rejected over the 243 patent. No secondary reference is used.

III. Claim 9 is not obvious over the 243 patent further in view of Dietz et al (U.S. patent 5,888,398)

The examiner has objected to the heading for this section of the brief. The new heading is as follows:

Claims 7, 9, 10, 20 and 21 are rejected under 35 USC 103 (a) as being unpatentable over the 243 reference and further in view of U.S. patent 5,888,398 (Dietz et al.).

#### Applicant is arguing the separate patentability of claim 9.

Claim nine is dependent on claim seventeen and has the further element that the metal ions are radioactive metal ions. All of the arguments presented above with respect to claims 17 and 22 are equally applicable here. If claim seventeen is patentable, then claim nine is patentable.

It is to be noted that the '243 patent does not clearly recite an acidic media (see example two where the solution contains 5.7 M sodium nitrate, 0.6 M sodium hydroxide and a 100mg per liter concentration of cesium chloride solution) nor the treatment of radioactive materials. The examiner attempts to overcome the deficiencies of the '243 patent by relying upon the '398 patent.

The'398 patent discloses a technique for removal of cesium – 137 from nuclear waste streams in an acidic solution. The material that is used is described in column four as a crown ether material, an organic material of highly complex nature. It is believed that this is a classic 20-20 "hindsight" combination made by the examiner. The molecular sieve materials of the'243 patent are prepared in alkali media, a pH of about twelve. How does the examiner know that such molecular sieve materials will be stable in the acidic treatment compositions of the'398 reference? It is not stated in the'243 patent. Further, the examiner is substituting an inorganic material of the'243 reference with a highly complicated crown ether organic material of the'398 patent. They are vastly different materials and the'398 patent is working with radioactive materials which are not suggested by the'243 reference. Quite simply, the references are not properly combinable. If the references were combined, they would appear to have a combination of materials that may not be stable at the treatment conditions. Claim 9 surely is patentable!

#### **SUMMARY**

It is respectfully submitted that all claims are patentable for the reasons outlined above. It is believed that no fee is due. Authorization is hereby given to charge any additional fees to applicants' attorney's Deposit Account No 50-3865.

Respectfully submitted,

William J. Schramm, P.C.

William J. Schramm

Registration No. 24,795

P.O. Box 492

Bloomfield Hills, Michigan 48303-0492

(248) 644-1030

Date: December 26, 2006

#### Section(c) (1) (viii) Claims appendix

- 1. (Cancelled)
- A method according to claim 17 wherein the material has a Si: Sb ratio of less than
   5.
- 3. A method according to claim 17 wherein the one or more elements is present in the material at a concentration in the range from about 0.5 to about 30.0 weight %.
- 4. A method according to claim 2 wherein the one or more elements is present in the material at a concentration in the range from about 0.5 to about 30.0 weight %.
- 5-6. (Cancelled)
- 7. A method according to claim 17 in which the aqueous solution has a pH <7.
- 8. (Cancelled)
- 9. A method according to claim 17 in which the metal ions are radioactive metal ions.
- 10. A method according to claim 9 in which the radioactive metal ions comprise Sr, Cs, Co, Pu or Am ions.

#### 11-16. (Cancelled)

17. A method of extracting metal ions from an aqueous solution comprising contacting the aqueous solution with a material consisting essentially of antimony silicate doped with one or more elements selected from the group consisting of tungsten, niobium and tantalum which material has been obtained by reacting together in a liquid medium a silicon containing compound, an antimony containing compound and a compound containing one or more of the elements in the presence of an acid.

- 18. The process of claim 17 wherein the acid is a polymerization catalyst.
- 19. The method of claim 17 wherein the material is a crystalline antimony silicate material.
- 20. The method of claim 9 in which the aqueous solution is acidic and contains at least one background ions Na, K, Mg or Ca ions at a higher concentration than the concentration of the radioactive metal ions.
- 21. The method of claim 9 in which the aqueous solution is acidic and contains at least one background ion Na, K, Mg, or Ca ions, and in which the radioactive metal ions are selectively removed from the aqueous solution, the background ions being left behind in the aqueous solution.
- 22. A method of extracting metal ions from an aqueous solution comprising contacting the aqueous solution with a material consisting essentially of antimony silicate doped with one or more elements selected from the group consisting of tungsten, niobium and tantalum.

## Section (c) (1) (ix) Evidence appendix

The declaration of Dr. Minihan is attached.

Section (c) (1) (x) Appendix

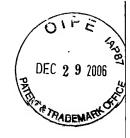
NONE

# Declaration under 37 CFR 1.132 with regard to US utility patent application number 10/675,138

- I, Alan Reginald Minihan, a British subject of 18 Green Lane, Wallasey, Merseyside, U.K. declare the following:
- 1. I hold the degree of D. Phil. in Chemistry from University of Oxford and the degree of Master of Arts from University of Oxford. I am a Chartered Chemist and a member of the Royal Society of Chemistry.
- 2. I am presently employed as Group Product Development Manager by Ineos Silicas Limited, Bank Quay, Warrington, UK and have worked for a total of 21 years on the chemistry and structure of inorganic chemicals for Unilever plc, Crosfield Ltd, and Ineos Silicas Ltd.
- 3. The research work detailed below was carried out as part of a joint BRITE (EU-sponsored) research project (no F14W-CT95-0016) between British Nuclear Fuels Ltd. (UK), Crosfield Ltd. (UK), IVO International (Finland), University of Helsinki (Finland) University of Salford (UK) between 1st January 1996 and 31st December 1998. The table of data, Table 26, annexed to this document is from the final report detailing the work carried out in the project.
- 4. Crosfield Itd. changed its name to Ineos Silicas Itd. on 13th March 2001.
- 5. Table 26, which is annexed to this document, shows the distribution coefficients (Kd) for various isotopes in acid solution for tungsten (W)-doped antimony silicates (WSS samples HMS18) in comparison to antimony silicate (HMS10) and titanium (Ti) doped antimony silicate (HMS19). Description of the preparation of the materials tested is also included in table 26.
- 6. From the comparative data presented in the table it can be seen that the tungsten doped antimony silicates give much higher values for Kd (e.g 702, 8182, 14251-18303 for HMS18al; i.e. good extraction behaviour) in comparison to the Kd values obtained for the titanium-doped antimony silicate (22, 187, 1.06). It is believed that the test results indicated herein are representative of the testing program, even though there may be other tests, not included herein, that may have been conducted in the time frame of the program.
- 7. From these data it was concluded that Ti was an undesirable dopant for antimony silicate to be used for extraction of radioactive metals from acid solution and work on this dopant was not progressed.
- 8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

09 May 2006

### MP100274 A-US



Signature....

Date 09 May 2006

Name

Alan Reginald Minihan

Table 26. Distribution coefficients (Kd) for W doped antimony silicates

•		1	7	^ 1			×	•	7	6	U		4		u			2			
HMS18c1	D4801 CTATE	1100000	THAT I SAL	TINDIO ST	UNIC IO	HWSIRAI	HMS1/G3	11017	HMST763	HMS17c1	HMS17a2		HMS17a1	MoSS	HMS19	TiSS	(SbSi)	DISMH	(KSS)	HMS12	Sample name
+Na <sub>2</sub> WO <sub>4</sub> *2H <sub>2</sub> O	+Na <sub>2</sub> WO <sub>4</sub> *2H <sub>2</sub> O	+Na,WO,*2H,O	+Na,WO,*2H,O	+Na <sub>2</sub> WO <sub>4</sub> *ZH <sub>2</sub> O	+Na <sub>2</sub> WO <sub>4</sub> *2H <sub>2</sub> O	HMSTO	+ NH <sub>4</sub> (MoO <sub>3</sub> ) <sub>2</sub>	+ NH,(MoO <sub>2</sub> ) <sub>2</sub>	HWS10	+ NEW MOO	+ NH <sub>4</sub> (MoO <sub>3</sub> ) <sub>2</sub>	+ NH,(M0O,)2	HMS12		HMS10+TiCL		Na2Si3O7 (Fluka)	SbCl <sub>5</sub> in 4 M HCl,	HNO,	KSb(OH),, TEOS,	Starting materials
1:1:1 (weigh.)	1:1:0.1 (weigh.)	1.1.2 (110.81)	1.1.3 (meigh)	1.1.0.2 (Weight)		1.1.0 5 (weigh)	1:2.5:0.5 (sol)	1.2/ (301)	13 617 7	1:1:1:1 (sol)	1:1:0.2 (weigh)		1:1:1 (weigh)		1:1:0.61 (sol)		solutions)	M ('0') I:1		1:1 (weighed)	Starting Sb;Si:W ratio
20h at 77C	let 10 thy at 17C		at //Coverment	Etwujat //C		10% mixture at 77C		क्ष //८, ०४दामध्रात	at The assemiate	at 77C, 2 days	***		at 77C, 3 days		at 60C, 1d		overnight	1% mixture at 77C	overnight	1% mixture at 77C,	Preparation method
Semicryst, SbSi	Amorphous	сі јзі. Ошеноми	Amorphous	Amorphous	A Address of the Addr	Amorphous	Amorphous	Snouri frame.	Amanhair	Amorphous	Amorphous		Crystalline, AMP?		Amorphous		(as antimonic acid)	Crystalline		Amorphous	XRD trace
10652	1332	oo (msorives)	217	870	201	707	205	220	VCC	811	472		400		$\alpha$			1354-3702		590	<sup>134</sup> Сs Kd [ml/g] in 0.1 M HNO,
3252	41382	(SSATOSSTA) Z9Z	2489	8168	0101	5313	118	139	100	141	2012		363		187			35515-102700		19660	in 0.1 M HNO,
859	1762	(SAIOSER) C.64	251	1320	1000	14761-18202	60	116		75	2012		285		1.06			1509-4282		1959	<sup>3/</sup> Co Kd [ml/g] in 0.1 M HNO <sub>3</sub>

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HMS18c8	16 HMS18c7d	15 HMS18c6*	14 HMS18c5	HMS18c4		17 UMC18-34	II HMS18c3	HMS18c2d	L	9 HMS18c2
+Na,WO,*2H,O	+Na,WO,*2H,O	+Na <sub>2</sub> WO <sub>4</sub> *2H <sub>2</sub> O	+Na <sub>2</sub> WO <sub>4</sub> *ZH <sub>2</sub> O	+Na,WO,*2H,O	+Na2WO4*2H2O	HMSIO TITO	O HC+ OM EN+ OISMH	+Na,WO,*2H,O	+Na, WO, 2H,O	OISWIE
1:23:1.7 (501)	1:2.5:1.7 (sol)	1:1:0.5 (weigh.)	1:2.5:0.5 (sol)	1:2-3:1 (501)		0 4-1-1 (weigh)	0.5:1:1 (weigh.)	1:1:1 (welgn.)		1:1:1 (weigh.)
1 d at 7/C	let to dry at 77C	:	;	1 a 21 //C		let to dry at 770	2 days at 77C	JET 10 th y at 1/C	777	2 days at 77C
Cryst. SbS1 (mf?)	Cryst SbSi	Cryst SbSi	Cryst. SbSi	Clyst. SBSI		Cryst ShSi	Cryst SbSi	Clyst 3031	0.00	Cryst SbSi
3142	692.4	18697	7008	13938	1525	20970	17745	17100	17100	14441
435	5221	42151	9492	9031	000	8075	5637	. 33493	26400	4608
76.4	289	1440	101	110		640	224		1515	7667